

Z. Ryan Pahnke
Nevada Bar No. 9641
RAY QUINNEY & NEBEKER P.C.
36 South State Street, Suite 1400
Salt Lake City, Utah 84145-0385
Telephone: (801) 532-1500
Email: rpahnke@rqn.com

David J. Malley
Nevada Bar No. 8171
JOLLEY URGA WOODBURY & HOLTHUS
50 S. Stephanie Street, Suite 202
Henderson, Nevada 89012
Telephone: (702) 699-7500
Email: djm@juwlaw.com

Designated solely for service pursuant to LR IA 11-1(b)

Attorneys for Plaintiff Smart Rain Systems, LLC

**UNITED STATES DISTRICT COURT
IN AND FOR THE DISTRICT OF NEVADA**

SMART RAIN SYSTEMS, LLC,

Plaintiff,

Case No. 2:22-cv-00232-CDS-EJY

VS.

ROHREN – UND PUMPENWERK BAUER
GES M.B.H., and BAUER NORTH
AMERICA, INC.,

Defendants.

**JOINT STIPULATION AND [PROPOSED]
ORDER TO EXTEND THE DEADLINE
TO RESPOND TO THE COMPLAINT**

(TENTH REQUEST)

IT IS HEREBY STIPULATED AND AGREED, by Plaintiff Smart Rain Systems, LLC (“Smart Rain”), and Defendant Bauer North America, Inc. (“Bauer NA”), Defendant Rohren - und Pumpenwerk Bauer Ges.m.b.H. (“Bauer GmbH”) (collectively, “Bauer”), through their respective counsel, that the time for Bauer to respond to the Complaint be extended up to and including July 7, 2023. Bauer’s current deadline to respond to the Complaint is May 26, 2023. Counsel for the parties have continued to engage in discussions and have exchanged proposed

1 settlement terms to resolve this matter without the need for further litigation. The parties are in
2 the process of considering and further negotiating potential settlement terms in light of the
3 parties' various intellectual property rights. The additional time stipulated to herein will allow
4 the parties to continue to explore a potential early resolution of the claims in this case.

5 The reason for the extension is not for purposes of delay or to cause prejudice to any
6 party, but to allow the parties to continue to engage in ongoing settlement negotiations. This is
7 the parties' tenth stipulated request for such an extension from the Court, having had previous
8 extensions granted on June 3, 2022 [Docket 17], August 4, 2022 [Docket 19], September 7, 2022
9 [Docket 21], October 5, 2022 [Docket 25], November 4, 2022 [Docket 29], December 6, 2022
10 [Docket 31], January 19, 2023 [Docket 33] March 2, 2023 [Docket 35] and April 12, 2023
11 [Docket 37]. This request complies with Local Rules IA 6-1, IA 6-2, and 7-1.

12 DATED this 25th day of May, 2023.

13 RAY QUINNEY & NEBEKER P.C.

14 /s/ Z. Ryan Pahnke

15 Z. Ryan Pahnke
Nevada Bar No. 9641
16 Attorney for Plaintiff

17 David J. Malley

18 Nevada Bar No. 8171
Designated counsel pursuant to LR IA 11-1(b)

EVANS FEARS & SCHUTTERT LLP

/s/ Chad R. Fears

Chad R. Fears
Nevada Bar No. 6970

Michael S. Golenson, Esq. (*pro hac vice to
be filed*)

**MASUDA, FUNAI, EIFERT &
MICHELL, LTD.**

203 N. LaSalle Street, Suite 2500
Chicago, Illinois 60601-1262
Telephone: (312) 245-7529
Facsimile: (312) 245-7467

Email: mgolenson@masudafunai.com

Attorneys for Defendants

ORDER

IT IS SO ORDERED, provided, however, no
further extensions of time will be granted absent
extenuating circumstances.


UNITED STATES MAGISTRATE JUDGE

Dated May 25, 2023